

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA
COLUMBIA DIVISION

United States of America,) Cr. No. 3:09-714 (CMC)
)
 v.) **OPINION and ORDER**
)
 Michael Gerod Westbrook,)
)
 Defendant.)
 _____)

This matter is before the court on Defendant's Motion to compel the Government to file a Rule 35 motion. ECF No. 262. Defendant contends that he should receive a reduction in his sentence because information he allegedly provided in a proffer statement was included in the Presentence Report (PSR) of his co-defendant, Dwayne Roderick Ross.

Defendant's contention is in error. The only mention of Defendant in his co-defendant's PSR is in the offense conduct section, which lays out the underlying circumstances of the offense.

Defendant's motion is, therefore, **denied**.

IT IS SO ORDERED.

s/ Cameron McGowan Currie
CAMERON McGOWAN CURRIE
UNITED STATES DISTRICT JUDGE

Columbia, South Carolina
April 30, 2013